
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

DON ALBERT LANG,

Plaintiff,

versus

PERRY THOMAS,

Defendant.

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CIVIL ACTION NO. 1:10-CV-820

**MEMORANDUM ORDER ADOPTING THE MAGISTRATE
JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff, Don Albert Lang, an inmate confined at the Connally Unit in Kennedy, Texas, proceeding *pro se*, filed this civil rights complaint pursuant to 42 U.S.C. § 1983.

The court referred this matter to the Honorable Earl S. Hines, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The magistrate judge recommends this action be dismissed without prejudice as repetitious.

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such referral, along with the record, and pleadings. No objections to the Report and Recommendation of United States Magistrate Judge were filed by the parties.

ORDER

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. A final judgment will be entered in this case in accordance with the magistrate judge's recommendation.

SIGNED at Beaumont, Texas, this 16th day of February, 2011.



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE